

**FILED**

**NOT FOR PUBLICATION**

JUL 19 2013

**UNITED STATES COURT OF APPEALS**

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

**FOR THE NINTH CIRCUIT**

**UNITED STATES OF AMERICA,**

No. 11-50311

Plaintiff - Appellee,

D.C. No. 3:10-cr-02803-DMS-1

v.

**JOHN R. MALONEY,**

**ORDER**

Defendant - Appellant.

Before: **KOZINSKI**, Chief Judge.

Appellant's motion for bail pending rehearing en banc is granted. This case is remanded to the district court for the limited purpose of establishing appropriate non-monetary conditions of release.